

ID: CCA_2010012808595037

Number: **201011011**

Office:

Release Date: 3/19/2010

UILC: 6231.05-00

From:

Sent: Thursday, January 28, 2010 8:59:59 AM

To:

Cc:

Subject: RE: Tefra question

The character of an activity as a trade or business, rental activity or portfolio activity is determined at the partnership level. Whether a partner meets the material participation requirements is determined through an affected item notice of deficiency issued after the partnership proceeding is over. See [Estate of Quick v. Commissioner](#).